

CALIFORNIA HORSE RACING BOARD  
1010 HURLEY WAY, SUITE 300  
SACRAMENTO, CA 95825



## REPORT OF THE BOARD OF STEWARDS

### DEL MAR SUMMER MEET DEL MAR THOROUGHBRED CLUB

#### To the California Horse Racing Board

HONORABLE EDMUND G. BROWN JR. GOVERNOR  
HONORABLE CHUCK WINNER, CHAIRMAN  
HONORABLE GEORGE KRIKORIAN, 1<sup>st</sup> VICE CHAIRMAN  
HONORABLE MADELINE AUERBACH, 2<sup>ND</sup> VICE CHAIRWOMAN  
HONORABLE JESSE H. CHOPER, MEMBER  
HONORABLE ARACELI RUANO, MEMBER  
HONORABLE ALEX SOLIS, MEMBER  
RICK BAEDEKER, EXECUTIVE DIRECTOR  
JACQUELINE WAGNER, ASSISTANT EXECUTIVE DIRECTOR  
JOHN McDONOUGH, CHIEF COUNSEL  
DARREL MCHARGUE, CHIEF STEWARD

\* \* \* \* \*

WEEK 7 - Wednesday, August 30, 2017 through Monday, September 4, 2017.

#### Tuesday

08-29-17<sup>1</sup>

#### ENTRIES AND SCRATCHES

Steward Scott Chaney was present to oversee scratches for Wednesday's card.

#### Wednesday

08-30-17<sup>1</sup>

#### FILM REVIEW

We reviewed jockey COREY NAKATANI's crop use in the tenth race from Sunday with his representative and issued the following ruling:

#### **DMTD Ruling #064**

Jockey COREY NAKATANI is fined FOUR HUNDRED DOLLARS (\$400.00)\* for violation of California Horse Racing Board rule #1688 (b) (6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – fourth offense in the last sixty days), during the tenth race at Del Mar Race Track on August 27, 2017, (last offense August 16, 2017).

08-30-17<sup>2</sup>

#### CLOCKER MEETING

We met with Head Clocker John Malone and Racing Secretary David Jerkens to reiterate two rules: (1) workout times cannot be amended without permission of the Stewards and (2) trainers must turn in names and distances to the Clockers before the workouts occur.

08-30-17<sup>3</sup>

### **BROCKLEBANK HEARING**

We held a formal hearing into case number 17SA187 which was a complaint filed by the CHRB against trainer JOHN BROCKLEBANK alleging a dexamethasone (class 4) positive (above permitted level). He had some theories about why the overage occurred but no concrete explanations. Much of the problem seemed to stem from the fact that Mr. Brocklebank is spread so thin that he cannot monitor the medications administrations of all of his horses. Documentary evidence was introduced, oral evidence was taken and the record was closed. Decision to follow.

08-30-17<sup>4</sup>

### **DECLARATIONS, CHANGES AND REFUNDS**

|                      |  |
|----------------------|--|
| 1 <sup>st</sup> Race | #6 Put It On Ice – Veterinarian scratch, sick – Dr. Farmer<br>Refund \$603.68  |
| 2 <sup>nd</sup> Race | No changes<br>Refund \$2.00  |
| 3 <sup>rd</sup> Race | #4 On a Toot – Claimed – M. Machowsky, trainer<br>#8 Wicked Old Fashion – Claimed – E. Freeman, trainer<br>Refund \$55.50  |
| 4 <sup>th</sup> Race | #9 Secret Shopper –euthanized; report generated<br>Refund \$126.00   |
| 5 <sup>th</sup> Race | #10 Marley’s Freedom – Stewards’ scratch, also eligible<br>#11 Tiffany Diamond -- Stewards’ scratch, also eligible<br>#12 Kitty’s Girl -- Stewards’ scratch, also eligible<br>#13 Robin’s Love -- Stewards’ scratch, also eligible<br>#14 Spender -- Stewards’ scratch, also eligible<br>Refund \$1,112.60 |
| 6 <sup>th</sup> Race | #5 One Fast Broad – Stewards’ scratch, stake<br>#10 It’s About Alex – Stewards’ scratch, stake<br>Refund \$1,897.08  |
| 7 <sup>th</sup> Race | No changes; Refund \$40.00   |
| 8 <sup>th</sup> Race | #12 Frankie Machine – Stewards’ scratch, also eligible<br>#13 Dare to Enter -- Stewards’ scratch, also eligible<br>#8 Silver Fury – T. Baze for J. Theriot (injured – accident report attached)<br>#9 Flip the Coin Jan – Claimed – D. O’Neill, trainer<br>Refund \$566.66                                 |

08-30-17<sup>5</sup>

### **DAILY ATTENDANCE & HANDLE**

|               |        |                |
|---------------|--------|----------------|
| On track      | 6,749  | \$918,867.70   |
| Off Track     | 3,461  | \$1,632,452.10 |
| Out –of-State | -0-    | \$4,245,807.50 |
| Total         | 10,210 | \$6,797,127.30 |

**Thursday**

08-31-17<sup>1</sup>

### **FILM REVIEW**

After jockey NORBERTO ARROYO failed to attend film review of the race last Sunday for a second day in a row, we reviewed the film of the race and issued the following two rulings:

#### **DMTD Ruling #067**

Jockey NORBERTO ARROYO, Jr., who rode Zapperkat in the sixth race at Del Mar Race Track on August 27, 2017, is suspended for THREE (3) racing days (September 3, 4, and 7, 2017) for failure to maintain a straight course in the stretch and causing interference, which resulted in the disqualification of his mount from first to second. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules - Careless Riding). Pursuant to California Horse Racing Board rule #1766 (Designated Races). The term of suspension shall not prohibit participation in designated races.

#### **DMTD Ruling #068**

Jockey NORBERTO ARROYO, JR. is fined TWO HUNDRED DOLLARS (\$200.00)\* for violation of the California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers - failure to attend film review on August 30 and 31, 2017.

08-31-17<sup>2</sup>

#### **BROCKLEBANK RULING**

After considering the evidence from the Brocklebank medication hearing held yesterday, we issued the following ruling:

#### **DMTD Ruling #065**

Trainer JOHN BROCKLEBANK who started the horse "SPIRIT OF SHANGHAI", first place finisher in the second race at Santa Anita Park on June 18, 2017 is fined SEVEN HUNDRED FIFTY DOLLARS (\$750.00)\* pursuant to California Horse Racing Board rule #1887 (Trainer to Insure Condition of Horse) for violation of California Horse Racing Board Rule #1844 (f)(4) (Authorized Medication) and California Horse Racing Board rule #1843 (a)(d) (Medication, Drugs and other Substances: Dexamethasone – in excess of permitted level [149 pg/ml).

08-31-17<sup>3</sup>

#### **RODRIGUEZ RULING**

We issued the following ruling when exercise rider JOSE RODRIGUEZ failed to appear yesterday for case number 17DM039 which was a complaint filed by the CHRB:

#### **DMTD Ruling #066**

Exercise Rider JOSE RODRIGUEZ having failed to respond to a complaint alleging violation of California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers, Failed to attend Winners Foundation meetings), is suspended for violation of California Horse Racing Board rule #1547 (Failure to Appear). During the term of suspension, all licenses and license privileges JOSE RODRIGUEZ suspended and pursuant to California Horse Racing Board rule #1528 (Jurisdiction of Stewards to Suspend and Fine), JOSE RODRIGUEZ is denied access to all premises in this jurisdiction.

08-31-17<sup>4</sup>

#### **INQUIRY/NON-STARTER**

Following the running of the seventh race, we undertook a Stewards' Review into the start of #4 Long Hot Summer (J. Talamo) who broke poorly. After a quick review, we upgraded the review to an Inquiry. Video revealed that the horse was fractious, pushed open the left gate, and had the assistant starter try to prevent this act as the Starter dispatched the field. #4 Long Hot Summer therefore broke poorly and lost several lengths. We unanimously voted to make the horse a non-starter.

08-31-17<sup>5</sup>

#### **DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race      No changes; Refund \$76.00  
 2<sup>nd</sup> Race      #4 Forbidden Command – Claimed – S. Miyadi, trainer  
                  #5 Private Terrace – Claimed – J. Martin, trainer  
                  #6 Trinitys Turn – Rider change – J. Ochoa for S. Risenhoover (sick)  
                  Refund \$56.00  
 3<sup>rd</sup> Race      #2 Unlucky Hillary – Veterinarian scratch, sick – Dr. Stead  
                  #5 Mag the Mighty – Rider change – T. Baze for J. Theriot (injured)  
                  #8 Vegastruck – Claimed – S. Callaghan, trainer  
                  Refund \$1,148.77  
 4<sup>th</sup> Race      #6 Liberation – Rider change – S. Elliott for S. Risenhoover  
                  Refund \$33.00  
 5<sup>th</sup> Race      #9 Ragazza Di Vola – Veterinarian scratch, injured – Dr. Stead  
                  #7 Zuzanna – Claimed – S. Knapp, trainer  
                  #8 War Moccasin – Claimed – J. Hollendorfer, trainer  
                  Refund \$527.60  
 6<sup>th</sup> Race      #11 It's About Alex – Stewards' scratch, also eligible  
                  Refund \$624.00  
 7<sup>th</sup> Race      No changes; Refund \$212,899.41  
 8<sup>th</sup> Race      #11 Sooner Boomer – Stewards' scratch, also eligible  
                  #13 Empire Ruler – Stewards' scratch, also eligible  
                  #5 Bow and Arrow – Claimed – D. O'Neill, trainer  
                  #3 Tuviah – Late Stewards' scratch, dropped rider, ran off  
                  #1 Kenzou's Empire – pulled up, walked off. Refund \$23,255.98

08-31-17<sup>6</sup>

#### **DAILY ATTENDANCE & HANDLE**

|               |        |                |
|---------------|--------|----------------|
| On track      | 6,276  | \$939,898.20   |
| Off Track     | 4,075  | \$1,934,755.30 |
| Out –of-State | -0-    | \$4,587,902.20 |
| Total         | 10,351 | \$7,462,555.70 |

**Friday**

09-01-17<sup>1</sup>

#### **FILM REVIEW**

Jockey EDWIN MALDONADO came to the office as directed to review his ride in the fifth race yesterday during which his mount drifted in slightly, causing the horse to his inside to check. He argued that it was the rival to the inside (angling out) that caused the interference. We disagreed even though Mr. Maldonado's horse only drifted in a few inches. No suspension was appropriate but we issued a warning that maintaining a straight course is always the best course of action.

09-01-17<sup>2</sup>

**STABLE AREA RULINGS**

DMTD Rulings 069-077 represented minor stable area security citations which were memorialized in rulings:

**DMTD #069-077**

Exercise Rider ROSARIO A. CABRERA is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Jockey FRANCISCO RUBIO is fined TEN DOLLARS (\$10.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Groom SALVADOR GARCIA is fined TEN DOLLARS (\$10.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Exercise Rider JOSE BAZAN is fined TEN DOLLARS (\$10.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Stable Employee MARIA PEREZ is fined TEN DOLLARS (\$10.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Exercise Rider JESSE SAUDER is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Stable Employee SUSAN AMY is fined TEN DOLLARS (\$10.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Exercise Rider COREY BLACK is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

Trainer SAL GONZALEZ is fined TWENTY DOLLARS (\$20.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – parking).

09-01-17<sup>3</sup>

**INQUIRY/NO CHANGE**

We posted the inquiry sign following the running of the eighth race in order to examine an incident mid-stretch on the turf where fifth place finisher #11 Buymeabond (C. Nakatani) steadied sharply on the fence. Video revealed that Mr. Nakatani was trying to enter an opening (at the point where the inner rail disappears because of the chute) that was never really sufficient for a horse to pass through. We therefore unanimously voted to make no change to the original order of finish.

09-01-17<sup>4</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race #4 Spectacular One – Rider change – B. Boulanger for R. Fuentes (jockey refused to ride; CW 118)  
Refund \$304.24

2<sup>nd</sup> Race Refund \$258.00

3<sup>rd</sup> Race #10 Awesome Heights – Stewards' scratch, also eligible  
#11 Mr. Vargas -- Stewards' scratch, also eligible  
#12 Hardcore Troubador -- Stewards' scratch, also eligible  
#13 Milhaud -- Stewards' scratch, also eligible  
#14 Hes Know Unusual -- Stewards' scratch, also eligible  
Refund \$1,469.23

4<sup>th</sup> Race Refund \$118.50

5<sup>th</sup> Race #9 Spooky Woods – D. Van Dyke for F. Prat (late flight)  
Refund \$31.00

6<sup>th</sup> Race Refund \$59.00

7<sup>th</sup> Race #1 Cono – Stewards' scratch, stake  
#8 Get Em Up Scout – Stewards' scratch, stake  
Refund \$1,264.92

8<sup>th</sup> Race Refund \$30.20

09-01-17<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On track      | 8,867  | \$1,255,942.50  |
| Off Track     | 4,982  | \$2,883,365.60  |
| Out –of-State | -0-    | \$6,339,064.42  |
| Total         | 13,849 | \$10,478,372.52 |

**Saturday**

09-02-17<sup>1</sup>

**FILM REVIEW**

Jockey STEWART ELLIOTT came to the office to review his ride in the third race yesterday. Video showed that he struck his horse left handed on at least two occasions while his horse was ducking out in the stretch. He argued that he was influenced by the horse in front of him. While there was some degree of truth to his argument, we felt that he should not have used his left handed crop. Warning.

Jockey RAFAEL BEJARANO came to the office to review his ride in the last race yesterday. His horse was the subject of an inquiry described yesterday. There was some sentiment that Mr. Bejarano tightened the opening in which a horse on the inner rail was trying to pass. Video revealed that there was never sufficient room for that horse and therefore Mr. Bejarano was exonerated.

09-02-17<sup>2</sup>

**CAFARCHIA FORMAL HEARING CASE #17SA194**

Joining the BOS to hear the complaint filed by the CHRB were owner Nicholas Cafarchia, his counsel Darrell Vienna, trainer Sean McCarthy representing himself and owners, Kelly or MacLenna and jockey Corey Nakatani representing himself. Investigator Jim Hamilton represented the CHRB and court reporter Michelle Derieg recorded the proceedings. The substance of the protest is as follows:

On June 24, 2017 the horse My Italian Babbo trained by Richard Baltas and owned by Nicholas Cafarchia finished 1st in the 8th race at Santa Anita Race Track. It was determined that the owner Nick Cafarchia was suspended (Case #17SA153) by ruling LATS #206 issued on June 23, 2017. Under CHRB rule 1755 (Grounds For Protest) a jockey, driver, trainer or owner which started in the race was ineligible to participate in racing as provided in this division. The second and third place finishers filed a protest with the Stewards under CHRB rule 1754. Testimony was given by owner Mr. Cafarchia, all exhibits were entered into evidence and the hearing was closed. Decision to follow.

09-02-17<sup>3</sup>

**INQUIRY/NO CHANGE**

We posted the inquiry sign following the running of the sixth race yesterday to examine an incident when third place finisher #3 Ample Sufficiency (T. Baze) steadied sharply while trying to enter an opening along the inside fence. Video showed that there was never sufficient room and therefore we unanimously voted to make no change to the original order of finish.

09-02-17<sup>4</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race            #2 looks Good N a Tux – Claimed – S. McCarthy, trainer  
                          #5 Have Some Pride – Claimed – J. Thomas, trainer. Refund \$0.00

2<sup>nd</sup> Race            No changes; Refund \$0.00

3<sup>rd</sup> Race            No changes; Refund \$7.00

4<sup>th</sup> Race            #5 Plain Wrap – Rider change – I. Ocampo for S. Gonzalez (double jock fee – owner wanted different jockey)  
                          #4 Sindys Luck – vanned off post race, bled  
                          Refund \$24.00

5<sup>th</sup> Race            #2 Arno's Mane Man – Veterinarian scratch, injured – Dr. Grande  
                          #3 Good Guy Bad Guy – Veterinarian scratch, sick – Dr. Grande  
                          Refund \$832.70

6<sup>th</sup> Race            No changes; Refund \$102.70

7<sup>th</sup> Race            #4 Gas Station Sushi – Stewards' scratch, stake. Refund \$1,634.70

8<sup>th</sup> Race            #7 Restrainedvengeance – Rider change – M. Pedroza for N. Arroyo (left the jockey room)  
                          Refund \$49.60

9<sup>th</sup> Race            No changes; Refund \$141.00

10<sup>th</sup> Race           #6 Airfoil – Claimed – M. Glatt, trainer  
                          #10 Alex Rossi (ARG) – Claimed – K. Craigmyle, trainer  
                          #10 Alex Rossi (ARG) – Claim VOIDED – returns to F. Souza, trainer  
                          Refund \$194.00

11<sup>th</sup> Race           #13 Saltini – Stewards' scratch, also eligible  
                          #14 Cascade Rock (IRE) – Stewards' scratch, also eligible  
                          Refund \$1,114.94

09-02-17<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On track      | 10,533 | \$2,195,560.70  |
| Off Track     | 8,707  | \$5,082,284.60  |
| Out –of-State | -0-    | \$10,621,791.89 |
| Total         | 19,240 | \$17,899,637.19 |

**Sunday**

09-03-17<sup>1</sup>

**FILM REVIEW**

Apprentice Jockey Laura Werner accompanied by Jockey Corey Nakatani came in to review yesterday's last race (11<sup>th</sup>). Ms. Werner's horse made contact several times with the inside horse coming out of the turf chute. The young rider stated she came in very little and the inside horse came out slightly and she was trying to pull her horse off as much as possible. The video does show that she was tipped in her hind quarters causing her to angle in and she was making an effort to pull off the inside horse. The majority agreed with her explanations, Steward Baker voted for a 3 day suspension.

Jockey Corey Nakatani was called to review yesterday's stake race (9<sup>th</sup>) for a possible overuse of the riding crop. Mr. Nakatani's explanation was that he hit the shoulder twice and flagged his stick twice. After reviewing the video a few times, we agreed with his explanation. Therefore, he left without a penalty.

09-03-17<sup>2</sup>

**LAWSON RULING**

Jockey Agent DEREK LAWSON was fined in the following ruling when he failed to make a change at scratch time for his rider that he knew would more than likely not be able to ride his mount yesterday.

**DMTD Ruling #078**

Jockey Agent DEREK LAWSON is fined TWO HUNDRED DOLLARS (\$200.00)\* pursuant to California Horse Racing Board rule #1530 (Cases Not Covered by Rules and Regulations – failure to conduct business in a proper manner) on August 31, 2017 at Del Mar Race Track.

09-03-17<sup>3</sup>

**INQUIRY/DISQUALIFICATION**

Following the running of the second race, we posted the inquiry sign to examine an incident between the fourth and fifth place finishers #9 Jet Set Man (E. Roman) and #8 Eichel (T. Baze), respectively. Video showed that #9 does duck out midstretch causing #8 to move off his path and steady. After speaking the patrol judges and riders involved and since the margin between the two horses was a nose, we unanimously voted to disqualify #9 from fourth position and place it fifth.

Original order of finish: 10-7-6-(9)-8-4-5-3-1-2

Corrected order finish: 10-7-6-8-(9)-4-5-3-1-2

09-03-17<sup>4</sup>

**INQUIRY/NO CHANGE**

Following the running of the ninth race, we posted the inquiry sign to examine an incident between second place finisher #10 Desert General (F. Prat) and fifth place finisher #9 Trustworthy (K. Desormeaux). As the horses straightened out for the stretch run, #10 drifts over in front of the #9 who has to steady slightly. After speaking with the patrol judges and riders involved, the majority voted to make no change to the original of finish because #9 was not the cost the opportunity at a better placing. Steward Sawyer voted for a disqualification because she believed the horse was cost the opportunity at a better placing.



09-03-17<sup>5</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

1<sup>st</sup> Race #1 Kafister – Claimed – M. McCarthy, trainer  
#5 Los Borrachos – Claimed – J. Mullins, trainer  
Refund \$480.50

2<sup>nd</sup> Race #11 Zapana’s Game – Stewards’ scratch, also eligible  
#12 Siberian Charm -- Stewards’ scratch, also eligible  
#13 Odin -- Stewards’ scratch, also eligible  
#14 Wildcat Blues -- Stewards’ scratch, also eligible  
Refund \$1,392.04

3<sup>rd</sup> Race #1 Superb Moment – Veterinarian scratch, injured – Dr. Grande  
#3 Mr. Fullerton – regular gelding  
#7 Come On In – Veterinarian scratch, unsound – Dr. Grande  
#12 Farnkie Machine -- Stewards’ scratch, also eligible  
#8 Royal Trump – Claimed – V. Cerin, trainer  
Refund \$2,114.32

4<sup>th</sup> Race #1 Native Treasure – Claimed – WE Morey, trainer  
#3 Holdthismiss – Claimed – I. Kruljac, trainer  
#9 Tasunke Witco – Claimed – J. Carava, trainer  
#3 Holdthismiss – Claim VOIDED – returns to E. Moger, trainer  
Refund \$59.00

5<sup>th</sup> Race #15 For Him -- Stewards’ scratch, also eligible  
#16 An Ocala Ten -- Stewards’ scratch, also eligible  
Refund \$519.72

6<sup>th</sup> Race #11 Tea for Tam -- Stewards’ scratch, also eligible  
Refund \$752.00

7<sup>th</sup> Race #4 It’s The Ice (GB) – Rider Jamie Theriot (+2)  
Refund \$114.80

8<sup>th</sup> Race #9 Sorry Elk – Stewards’ scratch, stake  
Refund \$1,100.20

9<sup>th</sup> Race #6 Go Ghetto – Veterinarian scratch, sick – Dr. Farmer  
Refund \$868.10

10<sup>th</sup> Race #8 Fibonacci – ridgling  
#9 Dignitaire – Rider change – F. Prat for C. Nakatani (sick)  
#11 Formal Dude -- Stewards’ scratch, also eligible  
#12 Elevate -- Stewards’ scratch, also eligible  
#13 Draft Pick -- Stewards’ scratch, also eligible  
#14 Sterling’s Temple -- Stewards’ scratch, also eligible  
Refund \$1,604.42

09-03-17<sup>6</sup>

**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On track      | 25,316 | \$2,140,753.80  |
| Off Track     | 7,489  | \$3,916,924.10  |
| Out –of-State | -0-    | \$8,323,078.28  |
| Total         | 32,805 | \$14,380,756.18 |

**MONDAY**  
09-04-17<sup>1</sup>

**FILM REVIEW**

Jockey agent Tom Knust came to the office to represent his jockey MARIO GUTIERREZ and his rides in the second and fifth races yesterday. Films showed that he angled in leaving the gate in the second and tightened the space up on the horses to his inside. Warning. In the fifth race, he used his riding crop five times in succession without giving his mount the chance to respond. We therefore issued the following penalty:

**DMTD Ruling #079**

Jockey MARIO GUTIERREZ is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of California Horse Racing Board rule #1688 (b)(6) (Use of Riding Crop – more than three times in succession without giving the horse a chance to respond – first offense in the last sixty days), during the fifth race at Del Mar Race Track on September 3, 2017.

Jockey RICARDO JAMIE came to the office to review his crop use in the fourth race yesterday. He explained that he wasn't aware of how the crop rule worked in California. We explained the rule and examined the video. A few of the strikes may have been flags which made it difficult to determine whether there was a violation or not. Therefore we issued a warning.

Jockey FLAVIEN PRAT came to the office to review his ride in the ninth race yesterday which was the subject of an inquiry. He explained that when he dropped down to the inside as his mount straightened out in the stretch, he looked back and saw one horse but not the second one that was racing between them. Although he did acknowledge his error, he also argued that the inner rail is odd here at Del Mar at that point in the turn. The majority voted for a suspension whereas Steward Chaney voted for no penalty.

**DMTD Ruling #080**

Jockey FLAVIEN PRAT, who rode Desert General in the ninth race at Del Mar Race Track on September 3, 2017, is suspended for FOUR (4) racing days (September 10, 14, 15 and 16 2017) for altering course without sufficient clearance and causing interference. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules - Careless Riding – Second violation in last 60 days). Pursuant to California Horse Racing Board rule #1766 (Designated Races). The term of suspension shall not prohibit participation in designated races.

Jockey SASHA RISENHOOVER came to the office to review her ride in the ninth race yesterday. At mid stretch, she angled her mount to the outside and in so doing, caused a rival to steady to avoid clipping heels. The angle was quite sharp. She explained that she was concerned that the horse in front of her was going to drift down to the fence and shut her off and that her horse took a sharper angle than she intended. While both of those things were true, we nevertheless issued the following ruling:

### **DMTD Ruling #081**

Jockey SASHA RISENHOOVER, who rode Mercer Island in the ninth race at Del Mar Race Track on September 3, 2017, is suspended for THREE (3) racing days (September 10, 14, and 15, 2017) for altering course without sufficient clearance and causing interference. This constitutes a violation of California Horse Racing Board rule #1699 (Riding Rules - Careless Riding). Pursuant to California Horse Racing Board rule #1766 (Designated Races). The term of suspension shall not prohibit participation in designated races.

Apprentice jockey EVIN ROMAN came to the office to review his ride in the second race yesterday after which his mount was disqualified when it ducked out in the lane. While he did interfere with a rival to his outside, two things spared him suspension: (1) he did not strike his horse when he started ducking although he had started the motion, and (2) he corrected well, albeit a bit slow. Warning.

09-04-17<sup>2</sup>

### **GUZMAN RULING**

We issued the following ruling after considering the Guzman case from last week (8/20/17) (Steward Baker concurred in the ruling but believed that a short suspension was appropriate):

### **DMTD Ruling #082**

Apprentice Jockey JIMMY GUZMAN is fined THREE HUNDRED DOLLARS (\$300.00)\* for violation of California Horse Racing Board rule #1874 (Disorderly Conduct – Tested Positive for Marijuana – Arrested for Drunk in Public). Furthermore JIMMY GUZMAN is placed on probation for the term of his license and ordered to sign an 'Agreement to Test' form (CHRB – 238) with the California Horse Racing Board. Mr. GUZMAN must also submit to an evaluation with the Winners' Foundation, and abide by any recommendations from that organization.

09-04-17<sup>3</sup>

### **THERIOT RULINGS**

Jockey JAMIE THERIOT was ordered to appear in the office this morning when he reported the incorrect weight yesterday and weighed out two pounds over what he had reported. He failed to appear and we therefore issued the following two rulings:

### **DMTD Ruling #083**

Jockey JAMIE THERIOT is fined ONE HUNDRED DOLLARS (\$100.00)\* for violation of the California Horse Racing Board rule #1930 (Obedience to Security Officers and Public Safety Officers) failure to appear in the Stewards' office as ordered on September 4, 2017.

### **DMTD Ruling #084**

Jockey JAMIE THERIOT who rode It's The Ice (GB) in the seventh race on September 3, 2017 at Del Mar Race Track is fined THREE HUNDRED DOLLARS (\$300.00)\* for violation of California Horse Racing Board rule #1682 (Weighing Out – Reported Wrong Weight – second offense).

09-04-17<sup>4</sup>

**DECLARATIONS, CHANGES AND REFUNDS**

|                       |   |
|-----------------------|---|
| 1 <sup>st</sup> Race  | No changes; Refund \$589.10   |
| 2 <sup>nd</sup> Race  | #1 Woodstock Memory – Claimed – J. Sierra, trainer<br>#2 Freddie's Dream – Claimed -- J. Mullins, trainer<br>#7 Out of Patience – Claimed – J. Hollendorfer, trainer<br>Refund \$256.00   |
| 3 <sup>rd</sup> Race  | #5 Banze No Oeste (BRZ) – Veterinarian scratch, injured – Dr. Stead<br>#11 Magic Taste – Stewards' scratch, also eligible<br>#13 My Man Chuckles -- Stewards' scratch, also eligible<br>#1 Eric Trojan – Claimed – R. Ellis, trainer<br>Refund \$3,429.49 |
| 4 <sup>th</sup> Race  | No changes; Refund \$215.00   |
| 5 <sup>th</sup> Race  | #11 Poco Suenos -- Stewards' scratch, also eligible<br>#12 Dr. Ann -- Stewards' scratch, also eligible<br>#14 Sweet Marlene -- Stewards' scratch, also eligible<br>Refund \$2,147.06  |
| 6 <sup>th</sup> Race  | #2 Noted and Quoted – Veterinarian scratch, sick – Dr. Stead<br>#8 Rockport Babe — Rider change — E. Maldonado for M. Garcia (sick)<br>Refund \$1,689.50  |
| 7 <sup>th</sup> Race  | #10 Ginga (ARG) – Veterinarian scratch, sick – Dr. Farmer<br>Refund \$241.00  |
| 8 <sup>th</sup> Race  | No changes; Refund \$34.00  |
| 9 <sup>th</sup> Race  | #15 Lemon Crush – Stewards' scratch, also eligible<br>#3 Scat Home Lady — Rider change — V. Espinoza for M. Garcia<br>Refund \$349.26   |
| 10 <sup>th</sup> Race | #5 Midnight Pleasure — Rider change — E. Maldonado for M. Garcia<br>#13 He's Munnie – Rider change – R. Fuentes for J. Theriot (injured)<br>Refund \$166.30   |

09-04-17<sup>5</sup>

**DAILY ATTENDANCE & HANDLE**

|               |        |                 |
|---------------|--------|-----------------|
| On track      | 9,177  | \$1,968,657.20  |
| Off Track     | 8,353  | \$4,496,858.00  |
| Out –of-State | -0-    | \$10,787,987.29 |
| Total         | 17,530 | \$17,253,502.49 |

**ATTENDANCE REPORT** – The full Board of Stewards was in session each day during this reporting period for both morning business and the afternoon racing program.

**VETERINARIAN REPORT** – WEEK OF 8/30 – 9/4/17

|                     |    |
|---------------------|----|
| Horses on Vet List  | 21 |
| Horses off Vet List | 10 |
| Shock Wave Therapy  | 18 |
| Deceased            | 2  |
| Medication          | 0  |
| Claims Voided       | 2  |

## SUMMARY

|                   | Wed<br>8/30 | Thurs<br>8/31 | Fri<br>9/1 | Sat<br>9/2 | Sun<br>9/3 | Mon<br>9/4 | Week | Meet |
|-------------------|-------------|---------------|------------|------------|------------|------------|------|------|
| Accidents         | 1           | 1             | 0          | 0          | 0          | 0          | 2    | 4    |
| Cal-Bred Races    | 1           | 1             | 2          | 1          | 1          | 1          | 7    | 57   |
| Claims            | 3           | 6             | 4          | 3          | 5          | 4          | 25   | 192  |
| Disqualifications | 0           | 0             | 0          | 0          | 0          | 0          | 0    | 9    |
| Inquiries         | 0           | 1             | 1          | 1          | 2          | 0          | 5    | 46   |
| Refunds           | 8           | 8             | 8          | 9          | 10         | 10         | 53   | 270  |
| Rulings           | 1           | 4             | 9          | 0          | 1          | 6          | 21   | 84   |
| Voided Claims     | 0           | 0             | 0          | 1          | 1          | 0          | 2    | 20   |

Respectfully submitted,

\_\_\_\_\_  
Scott Chaney, Steward

\_\_\_\_\_  
Kim Sawyer, Steward

\_\_\_\_\_  
Grant Baker, Steward

\_\_\_\_\_  
Luis Jauregui, Safety Steward